

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

NOTICE OF MOTION NO.4075 OF 2005

**IN
SUIT NO.729 OF 1981**

Jamnadas Mohanlal Choksi & anr. ..Plaintiffs

V/s.

Purshottam Laljee Trijumji & ors ..Defendants

Mr.Praveen Samdani, Senior Advocate a/w.Mr.Ajay
Panicker for the plaintiffs
[Mr.V.Y.Sanglikar](#) i/b.[A.G.Damle](#) for
applicant/defendant Nos.3 to 5

CORAM : [A.M.KHANWILKAR, J.](#)

DATE : 21ST SEPTEMBER, 2007

P.C.

1. In view of assurance given by the plaintiffs that they are willing to transfer the two flats bearing Nos.301-A and 302-B respectively in favour of the nominee of defendant Nos.3 to 5 and society is willing to accommodate such prospective buyer as a member in relation to the said two flats, counsel for the plaintiffs and applicant/defendant Nos.3 to 5 submit that nothing survives for consideration in this motion. Accordingly, on accepting assurance given by the plaintiffs as well as society, motion

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is allowed to be withdrawn.

(A.M.KHANWILKAR, J.)